

RECEIVED

MAR 08 2002

TECH CENTER 1600/2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Banerjee *et al.*

Serial No.: 09/887,281

Confirmation No.: 6268

Filed: June 22, 2001

For: **BRONCHODILATING  
COMPOSITIONS AND METHODS**

Art Unit: 1614

Examiner: Weddington, K.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

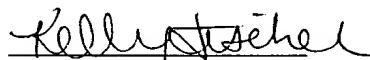
"Express Mail" Mailing Label Number

EL865036350US

Date of Deposit February 28, 2002

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on the date indicated above and addressed to:

Commissioner for Patents  
Washington, D.C. 20231

  
Kelly Fischer

ELECTION AND PRELIMINARY AMENDMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Responsive to the Restriction Requirement, mailed January 30, 2002, Applicant elects, with traverse, Group I, claims 1-61, 77-89 and 94-99, drawn to pharmaceutical compositions comprising formoterol, for examination on the merits.

IN THE CLAIMS:

Please cancel claims 62-64, 68-70, 74-76, 90 and 91 without prejudice or disclaimer.

REMARKS

Any fees that may be due in connection with this paper, or with this application throughout its pendency, may be charged to Deposit Account No. 50-1213. If a Petition for an Extension of Time is required, this paper is to be considered such Petition.

Claims 1-61, 65-67, 71-73, 77-89 and 92-99 are pending. Claims 62-64, 68-70, 74-76, 90 and 91 are cancelled herein without prejudice or